

THE HONORABLE MARSHA J. PECHMAN

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF WASHINGTON
AT TACOMA

S.D.S. LUMBER CO.,

Petitioner,

v.

KEVIN GREGORY and JACOB GREGORY,

Claimants.

IN ADMIRALTY

NO. 3:20-cv-05767-MJP

STIPULATION AND ORDER
REGARDING MOTION BRIEFING
SCHEDULE AND RE-NOTING

**NOTE ON MOTION CALENDAR:
MARCH 30, 2021**

Pursuant to LCR 7(k), petitioner SDS Lumber Co. (“SDS Lumber”) and claimants Kevin Gregory and Jacob Gregory (“Claimants”), by and through their respective counsel of record, hereby stipulate and agree as follows regarding the schedule for briefing and re-noting the following pending motions:

1. Claimants filed their Motion to Dismiss Amended Complaint for Exoneration From or Limitation of Liability (Dkt. No. 37) on March 11, 2021, and noted the motion for consideration on April 2, 2021.

2. SDS Lumber filed a combined Response to Claimants’ Motion to Dismiss Amended Complaint and Cross Motion to Dismiss Claimants’ Affirmative Defenses Re: Statute of Limitations (Dkt. No. 42) on March 29, 2021, and noted the motion for consideration on April 23, 2021.

3. In accordance with LCR 7(l), Claimants’ Motion to Dismiss Amended

STIPULATION AND ORDER REGARDING
MOTION BRIEFING SCHEDULE AND RE-
NOTING - 1

No.: 3:20-cv-05767-MJP

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Complaint for Exoneration From or Limitation of Liability (Dkt. No. 37) shall be re-noted for April 16, 2021, and SDS Lumber's Cross Motion to Dismiss Claimants' Affirmative Defenses Re: Statute of Limitations (Dkt. No. 42) shall also be re-noted for April 16, 2021.

4. Under LCR 7(k), the parties agree to the following briefing schedule:

a. Claimants shall file and serve a combined Reply in Support of Motion to Dismiss Amended Complaint for Exoneration From or Limitation of Liability, and Response to Cross Motion to Dismiss Claimants' Affirmative Defenses Re: Statute of Limitations, having a maximum of 24 pages, on or before April 12, 2021.

b. SDS Lumber shall file and serve a Reply in Support of Cross Motion to Dismiss Claimants' Affirmative Defenses Re: Statute of Limitations, having a maximum of 12 pages, on or before April 16, 2021.

Dated this 30th day of March, 2021.

STACEY & JACOBSEN, PLLC

By: s/ James P. Jacobsen

James P. Jacobsen, WSBA #16331

s/ Joseph S. Stacey

Joseph S. Stacey, WSBA #12840

s/ Nigel T. Stacey

Nigel T. Stacey, WSBA #55458

Attorneys for Claimants Kevin Gregory and Jacob Gregory

Dated this 30th day of March, 2021.

BAUER MOYNIHAN & JOHNSON LLP

s/ Matthew C. Crane

Matthew C. Crane, WSBA No. 18003

s/ Meliha Jusupovic

Meliha Jusupovic, WSBA No. 54024

Attorneys for Petitioner SDS Lumber Co.

STIPULATION AND ORDER REGARDING
MOTION BRIEFING SCHEDULE AND RE-
NOTING - 2

No.: 3:20-cv-05767-MJP

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ORDER

It is so ordered.

Dated this 2nd day of April, 2021.



Marsha J. Pechman
United States Senior District Judge

Presented by:

BAUER MOYNIHAN & JOHNSON LLP

s/ Matthew C. Crane

Matthew C. Crane, WSBA No. 18003

s/ Meliha Jusupovic

Meliha Jusupovic, WSBA No. 54024

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STIPULATION AND ORDER REGARDING
MOTION BRIEFING SCHEDULE AND RE-
NOTING - 3

No.: 3:20-cv-05767-MJP

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